

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2972 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE A.M.KAPADIA

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1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
 4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge? : NO
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HIESH I PATEL

Versus

GUJARAT UNIVERSITY

Appearance:

MR DC RAVAL for MR ANAND for Petitioner
MR SN SHELAT for Respondent No. 1

CORAM : MR.JUSTICE A.M.KAPADIA

Date of decision: 11/02/2000

ORAL JUDGEMENT

1. The challenge made in this petition with regard
to declaration of the result of M.D. (Anaesthesia)
Examination held in the year 1988 whereby the petitioner
was declared failed and further the prayer to direct the
respondent to recheck all the four papers of theory as

per the application made by the petitioner, now does not survive after lapse of about 12 years. Therefore, according to me, this petition has become infructuous.

2. Learned advocate Mr. D.C. Raval for Mr. M.R. Anand states that he has no further instruction from the petitioner after issuance of Rule in the matter in the year 1989.

3. Affidavit in reply filed by learned advocate Mr. S.N. Shelat for the respondent shall be retained on record.

4. In view of the aforesaid facts and circumstances, this petition stands rejected as it has become infructuous with no order as to costs. Rule is discharged.

5. Since the petitioner's advocate has no further instruction in the matter about the latest position, liberty is reserved to the petitioner to revive the petition in case of difficulty.
